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12 **UNITED STATES DISTRICT COURT**  
13 **FOR THE DISTRICT OF NEVADA**

14 ABIGAIL RATCHFORD, ARIANNY  
15 CELESTE LOPEZ, EVA PEPAJ, INA  
16 SCHNITZER a/k/a JORDAN CARVER,  
17 LUCY PINDER, RHIAN SUGDEN,  
18 SANDRA VALENCIA, DENISE MILANI  
19 a/k/a DENISE TRLICA, HILLARY HEPNER,  
20 and JESSICA HINTON a/k/a JESSA HINTON

21 Plaintiffs,

22 vs.

23 CVSM LLC d/b/a CENTERFOLDS  
24 CABARET

25 Defendant.

Case No. 2:19-cv-01926-GMN-EJY

26 **STIPULATION AND ORDER TO**  
27 **ALLOW PLAINTIFF**  
28 **REPRESENTATIVE TO REPRESENT**  
**ALL PLAINTIFFS AT SETTLEMENT**  
**CONFERENCE**

COME NOW, Plaintiffs, by and through their counsel of record, David M. Sexton, Esq. of the law firm Alverson Taylor & Sanders, and Defendant, by and through their counsel of record Kevin M. Johnson, Esq. of the firm Cohen Johnson, and respectfully submit the following stipulation requesting that the Court allow one Plaintiff with settlement authority to represent all

1 named Plaintiffs in this matter at the Settlement Conference currently scheduled for March 18,  
2 2021 at 9:00 AM.

3  
4 **I.**

5 **INTRODUCTION**

6 This case is a dispute that revolves around the alleged misappropriation of Plaintiffs'  
7 images by Defendant. The Parties have completed significant discovery in this matter and  
8 submitted a stipulated request for a Settlement Conference to this Court on February 9, 2021. *See*  
9 ECF No. 36. The Court granted that request and scheduled this matter for a Settlement  
10 Conference on March 18, 2021 at 9:00 AM. *See* ECF No. 39. The Parties have discussed and  
11 agree that allowing the Plaintiffs to nominate one Plaintiff to represent all Plaintiffs at the  
12 Settlement Conference will allow the Settlement Conference to proceed in a timely and efficient  
13 manner. Pursuant to the agreement of the Parties regarding allowing one Plaintiff to represent all  
14 Plaintiffs at the Settlement Conference, the Parties submit this stipulation to the Court to request  
15 the Court's approval of this agreement and to allow one Plaintiff to appear at the Settlement  
16 Conference to represent all Plaintiffs.

17  
18 **II.**

19 **PARTICIPATION IN SETTLEMENT CONFERENCE**

20 The Court granted the Parties' stipulated request for Settlement Conference on February  
21 10, 2021. *See* ECF Nos. 39 & 40. In the Court's Order Setting Settlement Conference, the Court  
22 stated the following: "Unless the Court orders otherwise, all parties must appear by Zoom at 9:00  
23 a.m. on March 18, 2021 for the duration of the settlement conference." ECF No. 40. Following  
24 the entry of this Order, counsel for all Parties conferred and it was agreed between all Parties and  
25 their respective counsel that, if the Court would permit it, Plaintiffs would be represented by a  
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1 single Plaintiff at the Settlement Conference, as long as this Plaintiff was authorized to represent  
2 the interests of all Plaintiffs and had authority to settle the matter for all Plaintiffs.

3       There are ten Plaintiffs in this matter, and they live in several different time zones in the  
4 United States and multiple countries, including the United Kingdom, Germany, and Colombia.  
5 This makes it difficult for all Plaintiffs to participate in a Settlement Conference at the same  
6 time. Along with the challenge of multiple times zones, just trying to coordinate the schedules of  
7 ten Plaintiffs, Defendant, and counsel (as well as a translator for Plaintiff Sandra Valencia) could  
8 potentially prove a significant obstacle. In order to avoid these issues and move forward with this  
9 case and the Settlement Conference in a timely and efficient manner, the Parties have discussed  
10 options and agree that allowing one Plaintiff to participate as a representative of the other  
11 Plaintiffs, and with authority to speak for them, is the best solution. The claims made by each  
12 Plaintiff are very similar (i.e., that their images were misused without permission, authority, or  
13 compensation in violation of state and Federal law) which reduces any problems that might  
14 otherwise arise from allowing one Plaintiff to represent all ten Plaintiffs. The Parties and their  
15 counsel have discussed this stipulation and agree that it is in the best interest of all Parties for the  
16 Court to allow this request. The Parties and their counsel further affirm that this stipulated  
17 request is made in good faith and not for any unfair or improper purpose.  
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### 21 **III.**

### 22 **CONCLUSION**

23       Based on the foregoing, the Parties hereby stipulate and agree to allow one Plaintiff to be  
24 appointed as a representative of all Plaintiffs and appear at the Settlement Conference in this  
25 matter on behalf of all Plaintiffs. The Plaintiff representative will have authority to speak for all  
26 Plaintiffs and agree to a settlement on behalf of all Plaintiffs. The Parties make this request  
27 pursuant to the Order of the Court stating that all Parties must appear at the Settlement  
28

Conference unless otherwise ordered by the Court. The Parties respectfully request that this Court grant the foregoing stipulation.

DATED this 26th day of February, 2020.

DATED this 26th day of February 2020.

**ALVERSON TAYLOR & SANDERS**

**COHEN JOHNSON**

/s/ David M. Sexton

/s/ Kevin M. Johnson

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*Attorneys for Defendant*

### **ORDER**

Upon stipulation of counsel, and for good cause as outlined above, the Court grants the foregoing Stipulation and orders that one Plaintiff with authority to speak for and enter into a settlement agreement for all Plaintiffs be permitted to attend the Settlement Conference as a Plaintiff representative in place of all ten Plaintiffs being required to appear individually.

In accordance with the previous Order of this Court, the Plaintiffs' counsel shall contact Elvia Garcia, Courtroom Deputy for the undersigned Magistrate Judge, by 12:00 p.m. on March 11, 2021, at Elvia\_Garcia@nvd.uscourts.gov, and provide the identity and email address for the Plaintiff representative who will be participating in the Settlement Conference.

**IT IS SO ORDERED.**

DATED: March 1, 2021

  
UNITED STATES MAGISTRATE JUDGE

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